

CRIMINAL CASE NO. 1:10cr64

JOSE GUADALUPE MIRANDA.

ORDER

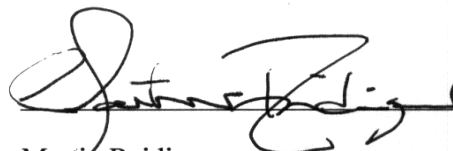
As a result of the motion for a status of counsel hearing, the Magistrate Judge conducted such a hearing on December 21, 2010. The Magistrate Judge found that counsel should be relieved and that the Defendant had

retained new counsel. Because counsel was only recently retained, he has moved to continue the case from the January 2011 term so that he may have adequate time to prepare.

The Court finds that without a continuance, counsel would not have the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv). The Court further finds, for the reasons stated herein, that the ends of justice served by continuing this case outweigh the best interests of the public and the Defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A).

IT IS, THEREFORE, ORDERED that the Motion for Continuance [Doc. 20] of the Defendant's previous counsel and the Motion to Continue of the Defendant's newly retained counsel [Doc. 23] are hereby **GRANTED** and this case is hereby **CONTINUED** from the January 2011 term in the Asheville Division.

Signed: December 28, 2010


Martin Reidinger
United States District Judge

